

**From:** Russell, John [mailto:John.Russell@indystar.com]

**Sent:** Wednesday, August 24, 2011 11:54 AM

**To:** Cindy Hoyer

**Cc:** Andy Klotz

**Subject:** open records request from indianapolis star

Ms. Hoyer:

Please find attached an open records request from The Indianapolis Star. I also hand-delivered a copy to your office this morning.

Please contact me by return email or at (317) 284-1848 if you have any questions. Under Indiana law, you have 24 hours to acknowledge receipt of this request.

John Russell

Reporter, The Indianapolis Star

307 North Pennsylvania Street

Indianapolis, IN 46206

(317) 444-6283

[john.russell@indystar.com](mailto:john.russell@indystar.com)

**THE INDIANAPOLIS STAR**  
INDYSTAR.COM

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Ms. Cindy Hoye  
Executive Director  
Indiana State Fair  
1202 East 38th Street  
Indianapolis, IN 46205-2807

August 23, 2011

Dear Ms. Hoye:

This letter is a request for information from the Indiana Fair Commission. The request is made by The Indianapolis Star under Indiana laws concerning Freedom of Information and access to public information.

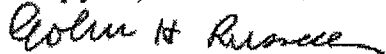
The Indianapolis Star is requesting to examine and copy all email, text messages, letters, notes and other records sent or received between Thursday, August 11, 2011 and Monday, August 22, 2011, to or from any fair commission member or fair staff, and any employees or representatives of the following: Indiana State Police, the National Weather Service, meteorologist Paul Poteet, Indianapolis Fire Department, Gov. Mitch Daniels and his staff, Cheri Daniels and her staff, Indianapolis Metropolitan Police Department, representatives of Sugarland band, concert promoter David Lucas, Mid-America Sound Corp., ESG Security, and IATSE Local 30.

We are also requesting copies of all open-records requests received by the Indiana Fair Commission between January 1, 2011 and August 22, 2011.

Please let me know if a fee for copies is required so I can make arrangements. If the fee is expected to be more than \$100, please notify me in advance.

If the information is available electronically, I would prefer to receive it in that form. Under Indiana law, you have 24 hours to acknowledge receipt of this request. Please contact me at the number below if you have any questions about this request.

Sincerely yours,



John Russell  
The Indianapolis Star  
307 North Pennsylvania Street  
Indianapolis, IN 46206

Phone: 317-444-6283  
Fax: 317-444-8536  
Email: john.russell@indystar.com

**THE INDIANAPOLIS STAR**

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Public Records Request

Cynthia Hoye  
Executive Director, Indiana State Fair  
1202 E. 38<sup>th</sup> Street  
Indianapolis, IN 46205

*Received*  
*8/17/11*

*Responded*

*8/18/11*  
*-FP*

Ms. Hoye:

Pursuant to the Access to Public Records Act (Ind. Code 5-14-3), I would like to inspect and copy the following public records:

All contracts or other agreements with Mid-America Sound Corp. relating to the design, construction, erection, maintenance and management of the stage roof structure used for concerts at the grandstands and all associated structure components related to the structure that collapsed Aug. 13, 2011.

All documents related to the design and construction specifications for that stage structure, including bid or RFP documents for its design, construction, erection and maintenance, and all bids for such work.

All documents from Mid-America, the manufacturer or other participating contractors or subcontractors relating to the use of the structure in severe weather conditions, often referred to as "High-Wind" or "Storm" or "Severe Weather" "action plans."

All contracts and other documents related to the design, engineering, construction, erection, maintenance and management of the structure from James Thomas Engineering.

Any documents relating the structure's ability to withstand wind, advisory guidelines related to use of the structure in varying wind conditions, or other records that detail standards or recommendations regarding wind-speed or other weather conditions.

All contracts or other agreements with the International Alliance of Theatrical Stage Employees Local 30 – or any other similar labor organization representing "stagehands" – for the installation, removal and operation of equipment used in conjunction with concerts and other public events at the grandstand stage for 2011, 2010, 2009, 2008 and 2007.

The fair's contracts with the band Sugarland and/or a management company representing the group, for 2011 and 2010 performances at the fair, including all riders, addendums or other documents covering stage and equipment specifications.

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A list of all other public records requests received by the Indiana State Fair from Aug. 13, 2011, through the date of receipt of this letter (hand-delivered Aug. 17, 2011), including the actual request documents and all State Fair responses.

Please feel free to contact me if you have any questions about what I am seeking.

I understand if I seek a copy of this record, there may be a copying fee. If this fee will exceed \$100 could you please inform me of that cost prior to making the copy?

According to the statute, you have 24 hours to respond to this request.

If you choose to deny the request, you are required to respond in writing and state the statutory exception authorizing the withholding of all or part of the public record and the name and title or position of the person responsible for the denial.

Thank you in advance for your assistance on this matter.

Respectfully,



Tim Evans  
Reporter, The Indianapolis Star  
(317) 444-6204  
tim.evans@indystar.com

## **RESPONSE FROM INDIANA STATE FAIR COMMISSION**

August 31, 2011

Tim Evans  
The Indianapolis Star  
307 North Pennsylvania Street  
PO Box 145  
Indianapolis, IN 46206

Re: August 17, 2011 Public Records Request

Mr. Evans:

Pursuant to Indiana Code 5-14-3, et seq., this letter serves as the Indiana State Fair Commission's partial response to your public records request, dated August 17, 2011 regarding information held by the Commission.

Specifically, you request the following:

**"All contracts or other agreements with Mid-America Sound Corp. relating to the design, construction, erection, maintenance and management of the stage roof structure used for concerts at the grandstands and all associated structure components related to the structure that collapsed Aug. 13, 2011.**

**All documents related to the design and construction specifications for that stage structure, including bid or RFP documents for its design, construction, erection and maintenance, and all bids for such work.**

**All documents from Mid-America, the manufacturer or other participating contractors or subcontractors relating to the use of the structure in severe weather conditions, often referred to as "Hind-Wind" or "Storm" or "Severe Weather" "action plans."**

**All contracts and other documents related to the design, engineering, construction, erection, maintenance and management of the structure from James Thomas Engineering.**

**Any documents relating the structure's ability to withstand wind, advisory guidelines related to the use of the structure in varying wind conditions, or other records that detail standards or recommendations regarding wind-speed or other weather conditions.**

**All contracts or other agreements with the International Alliance of Theatrical Stage Employees Local 30 – or any other similar labor organization representing "stagehands" – for the installation, removal and operation of equipment used in conjunction with concerts and other public events at the grandstand stage for 2011, 2010, 2009, 2008, and 2007.**

**The fair's contracts with the band Sugarland and/or a management company representing the group, for 2011 and 2010 performances at the fair, including all riders, addendums or other documents covering stage and equipment specifications.**

**A list of all public records requests received by the Indiana State Fair from Aug. 13, 2011, through the date of receipt of this letter (hand-delivered Aug. 17, 2011), including the actual request documents and all State Fair responses."**

At this time, the Commission has identified and gathered some of the documents broadly described in your request that may be maintained as a public record by the Commission and that are disclosable under the Access to Public Record Act. We will continue to work to identify the remainder of your records request.

In addition to providing you with these documents via e-mail, the Commission has dedicated a section of its website to public document release. Disclosable documents requested by the media and members of the public will be posted online at the following link:  
[www.in.gov/sfc/2340.htm](http://www.in.gov/sfc/2340.htm). Please be sure to monitor this site for future document release.

We thank you for your patience with the Commission at this time, and please feel free to contact our office if you have any questions regarding your request.

Sincerely,

Stephanie McFarland, APR  
Caldwell VanRiper, on behalf of the Indiana State Fair Commission

August 24, 2011

John Russell  
The Indianapolis Star  
307 North Pennsylvania Street  
PO Box 145  
Indianapolis, IN 46206

Re: August 23, 2011 Public Records Request

Mr. Russell:

Pursuant to Indiana Code 5-14-3, et seq., this letter formally acknowledges receipt by the Indiana State Fair Commission of your public records request, dated August 23, 2011, and received by me on August 24, 2011, regarding information held by the Commission.

Specifically, you request the following:

**“all email, text messages, letters, notes and other records sent or received between Thursday, August 11, 2011 and Monday, August 22, 2011, to or from any fair commission member or fair staff, and any employees or representatives of the following: Indiana State Police, the National Weather Service, meteorologist Paul Poteet, Indianapolis Fire Department, Gov. Mitch Daniels and his staff, Cheri Daniels and her staff, Indianapolis Metropolitan Police Department, representatives of Sugarland band, concert promoter David Lucas, Mid-America Sound Corp., ESG Security, and IATSE Local 30.”**

**“copies of all open-records requests received by the Indiana State Fair Commission between January 1, 2011 and August 22, 2011.”**

The Commission is working to identify and gather the documents broadly described in your request that may be maintained as a public record by the Commission and that are properly disclosable under the Access to Public Record Act. Pursuant to IC 5-14-3-8, there is a ten cent (\$0.10) copying fee, per page that is charged for these requests and we will inform you of that cost prior to making any copy.

We thank you for your patience with the Commission at this time, and please feel free to contact our office if you have any questions regarding your request.

Sincerely,

Andy Klotz, APR  
Media Relations Director  
Indiana State Fair Commission

August 18, 2011

Tim Evans  
The Indianapolis Star  
307 North Pennsylvania Street  
PO Box 145  
Indianapolis, IN 46206

**Re: August 17, 2011 Public Records Request**

Mr. Evans:

Pursuant to Indiana Code 5-14-3, *et seq.*, this letter formally acknowledges receipt by the Indiana State Fair Commission of your public records request, dated August 18, 2011, and received by me on the same, regarding information held by the Commission.

Specifically, you request the following:

**"All contracts or other agreements with Mid-America Sound Corp. relating to the design, construction, erection, maintenance and management of the stage roof structure used for concerts at the grandstands and all associated structure components related to the structure that collapsed Aug. 13, 2011.**

**All documents related to the design and construction specifications for that stage structure, including bid or RFP documents for its design, construction, erection and maintenance, and all bids for such work.**

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**A list of all public records requests received by the Indiana State Fair from Aug. 13, 2011, through the date of receipt of this letter (hand-delivered Aug. 17, 2011), including the actual request documents and all State Fair responses."**

The Commission is working to identify and gather the documents broadly described in your request that may be maintained as a public record by the Commission and that are properly disclosable under the Access to Public Record Act. Pursuant to IC 5-14-3-8, there is a ten cent (\$0.10) copying fee, per page that is charged for these requests and we will inform you of that cost prior to making any copy.

We thank you for your patience with the Commission at this time, and please feel free to contact our office if you have any questions regarding your request.

Sincerely,

***Andy Klotz, APR  
Media Relations Director  
Indiana State Fair Commission***